

Final Decree for Divorce:
Six Month Separation, Uncontested

This form is NOT intended to be legal advice and should NOT be relied upon as such. You are encouraged to consult an attorney.

1). Print out ALL pages of this packet. It is up to ***you*** to supply all required information. ** The Deputy Clerk's at the Circuit Court are not able to review your paperwork for completeness or correctness. **

2). This sample form is for divorces in which:

- a. No fault/No contest
- b. At least a six month separation
- c. Have a Property Settlement Agreement
- d. No minor children

3). DO NOT include any Social Security numbers. Those will be referenced in the Private Addendum that is completed by you.

** Please note that this is not legal advice or representation. Any questions regarding the Divorce process, forms, and their completion should be directed to an attorney. The Clerk's office is prohibited from offering legal advice.
[\(Code 19.2-392.2\).](#) **

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF
FREDERICKSBURG CITY

(Plaintiff's Full Name)

Plaintiff

v.

(Defendant's Full Name)

Defendant

**THIS IS A SAMPLE FORM
AND SHOULD NOT BE
SUBMITTED TO THE
CLERK'S OFFICE**

SAMPLE FINAL DECREE OF
DIVORCE

THIS CAUSE came to be heard this day upon the Plaintiff's Complaint and upon the Defendant signing an Acceptance of Service of Process and Waiver of Notice; the Defendant not having filed an Answer the Plaintiff's Complaint and having waived the 21 days to file said answer and the Affidavit of the witness on behalf of the Plaintiff were duly taken before Notary Public.

UPON CONSIDERATION WHEREOF, it appearing to the Court that the Plaintiff and Defendant were:

1. The parties were lawfully married on the _____ day of (month), (year) in the City/County of _____, State of _____.
2. There are no children born or adopted of this marriage that are under the age of 18 years;
3. (Plaintiff OR Defendant) *if only true for the Defendant* is and has been an actual bona fide resident and domiciliary of the Commonwealth of Virginia for at least six months immediately before bringing this suit;
4. Both parties are of sound mind, over the age of 18 years, and neither is, or has been, an active duty member of the military service of the United States of America since the filing of the Complaint in this case;
5. The Plaintiff's social security number is (See Addendum for Protected Information), and the Defendant's social security number is (See Addendum for Protected Information).
6. The parties have lived separate and apart without any cohabitation and without interruption for more than six months; to wit: since (month/day/year).
7. The (Plaintiff OR Defendant), *choose one based upon the allegations in Complaint* formed the intent to remain permanently separate and apart on (month/day/year).

8. There is no hope or possibility of reconciliation between the parties;
9. The parties have entered into a Property Settlement Agreement dated (month/day/year), which settled all rights and obligations arising out of the marital relationship.

ADJUDGED, ORDERED, and DECREED that the Plaintiff be, and is hereby, granted a divorce, *a vinculo matrimonii* from the Defendant on the grounds that the parties have lived separate and apart, continuously and interruptedly and without cohabitation for a period exceeding six months; it is further:

ADJUDGED, ORDERED and DECREED that the Property Settlement Agreement dated (month/day/year), be and hereby is affirmed, ratified and incorporated, but not merged herein.

Notice:

Beneficiary designations for any death benefit, as defined in subsection B of 20-111.1 of the Code of Virginia, made payable to a former spouse may or may not be automatically revoked by operation of law upon the entry of a final decree of annulment or divorce. If a party intends to revoke any beneficiary designation made payable to a former spouse following the annulment or divorce, the party is responsible for following any and all instructions to change such beneficiary designation given by the provider of the death benefit. Otherwise, existing beneficiary designations may remain in full force and effect after the entry of a final decree of annulment or divorce.

And nothing further remaining to be done herein, it is ORDERED that this cause is stricken from the docket and the papers placed among the ended cases.

**THIS IS A SAMPLE
FORM AND SHOULD
NOT BE SUBMITTED
TO THE CLERK'S
OFFICE**

Entered this _____ day of _____ 2015

Fredericksburg Circuit Court Judge

I ASK FOR THIS:

(Your signature)

Plaintiff, pro se

(Plaintiff's Name)

(YourAddress)

(Your phone number)

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF
FREDERICKSBURG CITY

Plaintiff

v.

Case No: CL _____

Defendant

FINAL DECREE OF DIVORCE

THIS CAUSE came to be heard this day upon the Plaintiff's Complaint and upon the Defendant signing an Acceptance of Service of Process and Waiver of Notice; the Defendant not having filed an Answer the Plaintiff's Complaint and having waived the 21 days to file said answer and the Affidavit of the witness on behalf of the Plaintiff were duly taken before Notary Public.

UPON CONSIDERATION WHEREOF, it appearing to the Court that the Plaintiff and Defendant were:

1. The parties were lawfully married on the ____ day of _____ in the City/County of _____, State of _____.
2. There are no children born or adopted of this marriage that are under the age of 18 years;
3. _____ is and has been an actual bona fide resident and domiciliary of the Commonwealth of Virginia for at least six months immediately before bringing this suit;
4. Both parties are of sound mind, over the age of 18 years, and neither is, or has been, an active duty member of the military service of the United States of America since the filing of the Complaint in this case;
5. The Plaintiff's social security number is (See Addendum for Protected Information), and the Defendant's social security number is (See Addendum for Protected Information).
6. The parties have lived separate and apart without any cohabitation and without interruption for more than six months; to wit: since ____/____/____.
7. The _____, formed the intent to remain permanently separate and apart on ____/____/____.

8. There is no hope or possibility of reconciliation between the parties;
9. The parties have entered into a Property Settlement Agreement dated ____/____/____, which settled all rights and obligations arising out of the marital relationship.

ADJUDGED, ORDERED, and DECREED that the Plaintiff be, and is hereby, granted a divorce, *a vinculo matrimonii* from the Defendant on the grounds that the parties have lived separate and apart, continuously and interruptedly and without cohabitation for a period exceeding six months; it is further:

ADJUDGED, ORDERED and DECREED that the Property Settlement Agreement dated ____/____/____, be and hereby is affirmed, ratified and incorporated, but not merged herein.

Notice:

Beneficiary designations for any death benefit, as defined in subsection B of 20-111.1 of the Code of Virginia, made payable to a former spouse may or may not be automatically revoked by operation of law upon the entry of a final decree of annulment or divorce. If a party intends to revoke any beneficiary designation made payable to a former spouse following the annulment or divorce, the party is responsible for following any and all instructions to change such beneficiary designation given by the provider of the death benefit. Otherwise, existing beneficiary designations may remain in full force and effect after the entry of a final decree of annulment or divorce.

And nothing further remaining to be done herein, it is ORDERED that this cause is stricken from the docket and the papers placed among the ended cases.

Entered this ____ day of _____ 20____

Fredericksburg Circuit Court Judge

I ASK FOR THIS:

_____, *pro se*

